P. F. 80493

G. R. S. IX-5]

Previous references. 1892-93

~~192~~

(LR)

File No. 14107/92

Serial Nos. 1-3

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-8

Major ~~Part~~ B for May 1915

SUBJECT.

Complaint of Adigonda regarding the Cancellation of sale of his lands in Hongse in Hazara District

---

Cancelled

Indexed

W D 2293—GPB—20,000—14-6-20

v/

3

that the amount should be received from the Parish, Ali Gyrda, and remained so the reply from whom double collection was made.

3. In April 1890, the Analogue Paramindara, entrusted the Parish, Ali Gyrda with 5 Rixdi Rent and Rs 342-0-0 for remittance to the Parish Treasury. The Parish failed to send the books and the amount to the Treasury, as desired by the Analogue. Upon the report of the Shanbhag, that Rs 342 with Rixdi books which had been given to Parish, Ali Gyrda by the Analogue had not reached their destination and not been received the amount in the Parish Treasury, the Analogue states the circumstance, and the Analogue quickly and collected the amount from him. But the defaulter

Deputy Commissioner, after the
perusal of the record and consideration
of the evidence adduced, decided that the
amount Rs 342-0-0 claimed
by accused from the State
was rightly refused to the Complainant. 3. 5. 31.

The Deputy Commissioner further
ordered that the State should be
represented and pleaded on his
behalf before the Sub-Judge and District
Magistrate, in charge thereof. Sd/
of the Indian Penal Code.

The aforesaid Ismail the accused (and finding)
guilty of the offence charged and
by Criminal record of trial dy. 2 vide Judgment in criminal case
Public Servant and sentenced him no. 53
to suffer rigorous imprisonment
for one year and to pay a fine of
Rs 342-0-0, in default to suffer
additional rigorous imprisonment
for six months ——— 25-3-31.

The accused

4/

7

No. 90 218 for Rs 86/-
" 220 " Rs 24/-

order

before sale.

As directed by the Deputy Commissioner the Deputy Amildar published the Lekhan and sold the Survey No 218 on 30th January 1889. On the same date, Rai Gomaji produced before the Amildar Rs 86-0-0, the amount of Kandayam due by him to Government, and stated that he would pay the amount due by him to Government and obtain return of his mortgage and produce their receipt therefor and that therefore the present sale should be cancelled.

The Amildar in reporting the same to the Deputy Commissioner stated that interest amounting to Rs 25-4-0 was due by the said Gomaji and that he therefore requested that he should be excused from paying the said sum as he had already suffered great loss.

The Deputy Commissioner directed that if the amount were to be paid

paid by Adi Gyanda to whom decided
lands might be released.

13-1-90

On 5th May 1892, the Deputy Collector
reported to the Deputy Commissioner that 4
Adi Gyanda failed to pay the amount
to the Zamindar and the interest due to
the Government also, that Ramanuka
Gyanda (brother Adi Gyanda) claimed
payment of Rs 24/- being the value
of ⅓ of no. No 205, sold (for Rs 72/-) on 12-8-89,
that the sale of nos 205 & 220 held on
the 8th June 1889 should be confirmed and
that orders might be issued for the final
of Adi Gyanda remaining land and house.

The Deputy Commissioner replied
that as regards the Rs 24/- should
be submitted and the amount recovered
from Adi Gyanda, that the amount (Rs 312-4-10)
due to the Zamindar should be
treated as revenue arrears and recovered
and paid to the Zamindar, that a notice
should be served on Adi Gyanda directing

him

The Deputy Commissioner was thereupon moved to set aside the order of Court in chambers and to report on the facts of the case.

The Deputy Commissioner in his report, states as follows: ——

Appellant has not appealed against the order of the Deputy Commissioner, dated 9th September 1931, directing that Rs 342 - - - should be recovered from him and refunded to the Savings Bank. × × × ×

The Savings Bank should have been summoned by the Court. The evidence was not ordered because the Deputy Commissioner had ordered the amount to be collected and paid to the Savings Bank. The Savings Bank very rightly relied on the order of the Deputy Commissioner, filed in the Criminal Court, and did not urge for an order for examination in the original Criminal Court.

Under these circumstances, there

there appears many reasons for the
order being enforced in favour of
the Municipality for collecting
money from this funds —

The amount which has yet to
be received from this funds
₹ 307-7-8 and for the recovery
of which certain Civil suits
belonging to the Municipality have
been filed by public auction but
sale has not yet been confirmed"

The Civil suits filed and not confirmed
as yet are Survey nos 218 & 220 Agrg.
Adi-Agrahara house and C. nos 82 & 82
were offered for sale on 25th February 1893,
but no one bid for the house as it
is not registered done Palmaneri;
the sale of the Civil were postponed
to 25th April as there was no proper
bid for the Civil sale on that date
A rough memo showing the amount
due & recovered from this funds is
herewith submitted

MA

14 (4)

M.R. No. of 189

Appellant

Adikgowda
of Hongere
Hassandaly.

No 218 am. on Appellant's lands noted in the
220 7. 14 margin were sold for arrears of
27 2 Revenue amounting to Rs 367-9-8, &
were purchased by one Ramayengar
for Rs 115. The sale has not yet
been confirmed in consequence of
an appeal to Govt.—

Appellant's complaint is that his
property is not liable for the arrears
said to be due by him.

The arrears on account of which
the lands under notice have been sold
consist of the following items.

Item (1) Rs 342-a-10 - is the amount ~~now to be~~
~~has been~~ made over to the Appellt
(Patel) by the Shanbhog for remittance
to the Sirkar, but misappropriated by
him (Arrears of the)

Item (2) 24-a-a (Amount received by the
Sale of Govt property of Appellt & another
named Hareemanke gowda, but —
Erroneously credited to Appellt instead
to Hareemanke Gowda's account

Item 3. Cr £ 8-10 Is the amount paid by one Timma, but commissioner by Appt

---

Date 367 - 9 - 8

The amount of the first item was collected from H Shanbhog & it was ordered by H. Ag Com^r to be recovered from H Appt & refunded to H Shanbhog.

The 2^d item amount was ~~also recovered from H Shanbhog~~ represents the sum erroneously credited to Appt's, while it ought to have been paid to Hanumante Gowda.

The 3^d item is ~~not chargeable to Govt.~~ The amount ~~charged to~~ paid by Timma but credited by Appt. It has been subsequently recovered from Timma & ordered to be collected from the Appt & refunded to Timma.

In regard to the 1^st item, H Appt was sentenced to one year's rigorous imprisonment & was also fined in a sum of Rs 362-8 ~~also~~ in default of payment to a further ~~imprisonment~~ imprisonment of 6 months. Appt says that a portion of the fine was collected by the sale of his personal property & that he was also subjected to the additional

Camp no: 2908 6-8-93

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT.
OFFICIAL MEMORANDUM.
DATE 8/3/93

(2)

Camp Regd

The accompanying Petition No. 323
dated 6 March received at the
Dewan's Office from Lakshmi Gowda, Patel
of Hariyare village of the
Grama Sub-taluk appealing
against the Deputy Comm
appointment to the order of attachm
in case of petitioner's lands,
is forwarded, together with its
enclosures, to the Deputy Commi
Sirsi, Kanara District,
for a report with the Pro
-ceedings. Pending final
disposal of the appeal, sale
of land etc, should be held
in abeyance.

By Order,

Bangalore,
189

Chief Secretary.

M. G. C. P. Bangalore.—21-11-92—3,000.

From the Camp Dc no 3/21/93

R.216/1893

(General Serial No. 30.)

OFFICE OF THE DEWAN OF MYSORE
15 AUG 1893
P.80

3

From

The Deputy Commissioner
Hassan District

To

The Chief Secretary to the Dewan
of Mysore.

Dated 3d
Despatched } 14 August 1893.
Received

LR 141-92-3

Enclosures No. Petition & 2 files & Vernacular Proceedings & Cert. Records.

General No. 102
No. 2209

In reply to No: 2170 dated 6th August 1893.

SUBJECT.

Submitting report on the petition from Kenjoora, Patel & Kanchi village, Grama Subdistrict, appealing against the order of Commissioner, attaching Petitioner's land &c.

Petition
Orn: 4/8

References (to be entered only in the Dewan's Office).

Godavanige
Extents 18

came to the Talati Treasury. This being unknown both to Chandraya and Talati, notices were served on the Kyats and the amount was recovered by attachment and sale of their property. The parties aggrieved preferred their complaints and the case was decided that the amount should be recovered from the petitioner and paid to the Kyats. -

Lastly in April 1881 the Chandraya instituted the present suit viz: Rs 542 to be recovered to the Talati Treasury but the petitioner having failed to do so the said Dar recovered the amount from the Chandraya & credited it to the Treasury. The Chandraya appealed against this procedure and the result of Enquiry held by

On Revision Court, the then Dy Commissioner was that the account in question should be re-entered by the petitioner and paid to the Bhandagar and that the petitioner should be fined accordingly. The then Judicial Assistant Court Mr. Choudhari Sonajirao fined the case found the petitioner guilty and sentenced him to suffer one year's rigorous imprisonment and to pay a fine of Rs. 542 and in default of payment to suffer six months additional rigorous imprisonment. The present Sale Deed which is the subject matter in appeal, is not on the account alone. A revenue of Rs. 2-3-2 was due by the petitioner, being the Kamdaran for the

a reason why such order for
confirmation was not granted in
favor of Grocers' Bank that
the money had been received
from the Champagne. The Champagne
at least should have been con-
-demned by the Court. This Indi-
-cates was not executed because
the Municipality had ordered
the amount to be collected and
paid to Champagne. The Champagne
very cautiously relied on this order
of the Municipality decision.
The Criminal Court and did not
urge for an order for confirm-
-ation in the original criminal
Court or in the Court of appeal.
Under these circumstances
there appears every reason
for the order being enforced
in favor of the Champagne for
collecting money from the Corporation
Champagne should Champagne
claim a refund on the grounds

342 m

of any matter requiring action from him. Government will have no option left to the giving him to decline to give the guarantee after lapse of such a length of time. -

Since the signing of the above orders they were taken and are also being taken for the recovery of the amounts above referred to. The amount which has yet to be recovered from the certificate is Rs 864-9-5 and for the re- 342-1-10
-covery of notices containing and some declaring the sales 24-1-0
have been said by public 1-8-0
auction but the sale has not 367-9-
as yet been confirmed owing
to the orders received from
Government in the Secretariat
regd that pending final
disposal of the civil, the

Sale

3/73

Stamp affixed

REVENUE OFFICE
DEPARTMENT
DATED
REC'D
DATE

[redacted]

commencing the
amount from
the appellant and
disbursed the shan-
bogue

The amount of the
2nd item represents the
sum erroneously paid
appellant, while it
ought to have been
paid to Nanumanda-
Gowda.

The 3rd item is the
amount paid by
Timma but entered
by appellant. It has
been subsequently
recovered from Timma,
but ordered to be
collected from the
appellant and refund-
-ed to Timma.

In regard to the 1st
item, the appellant
was prosecuted and
sentenced to one year
rigorous imprison-
-ment and was also
fined in a sum of
Rs 8+2 and in default
of payment to a
further imprisonment
of 6 months. Appellant
has

says that a portion of the fine was collected by the sale of his personal property and that he was also entitled to the additional imprisonment - of 6 months ordered for non-payment of fine, but ~~it is not~~ ~~clear from~~ the record ~~whether~~ ~~it has been~~ ~~satisfied~~ ~~or not~~. ~~Whether~~ ~~Petitioner~~ ~~has~~ ~~paid~~ ~~the~~ ~~fine~~ ~~or~~ ~~not~~, the question presented by the Petn. Commissioner appears hard. Although he has power to remit the sum realised by Petitioner as an arrear of land revenue under Section 25 of the Land Revenue Code, still as Petitioner has undergone sufficient punishment, ~~as~~ ~~he~~ ~~could~~ ~~consider~~ that ~~he~~ no further coercive measures need be adopted

~~Held~~ -
~~Under the circumstances~~
~~I think it is~~
~~fair that~~ Petr. has undergone
~~sufficient~~ punishment
~~for the~~ default in payment
of the fine and that no
further coercive measures
need be adopted against him.
Petr. has undergone
imprisonment for
a period of two months
and 14 months & 16 days
under these
circumstances
I consider that

328/297

30-1-94

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT,

24/30 Jan 1894

LR 191-92-5

(6)

Endorsement granted to Rangaraja of Honsur Kaccam Zahik

in reply to his Petition Registered No. 328/297 dated 28 Jan 1894 objecting against the sale of his lands for revenue arrears.

Petitioner is informed that the Dy. Commr. has been requested to cancel the sale & be pleased under notice and to issue a fresh demand against him if any land revenue arrears is due from him.

23/1/94

By Order"

25/1

Chief Secretary.

Mysore Govt. Central Press [redacted] 93—2000.

Gen. Serial No. 31.]

8

1894 95. 14815.

From The Deputy Commissioner Karipur District.

To The Chief Secretary to the Govt. of Mysore.

Dated 23rd April 1895.

Despatched "

Received

Enclosures—No. 2

General No. 804
No. 5

Transcription Branch.
Receipt of the Pro reports
22/4
Receipt is furnished.
30/4

LR 191-92-7

X Shas

1. Subscription & Stamp Receipts (32-0-0 Rs.)
2. Permanent Fund - - - - - 24-0-0
3. Mensinakalli Fund 1-8-0
Total Rs. 367-9-8

Sir,

I have the honour to submit herewith as per Government Order No. 12308 dated 30th January 1894, Rel. 780-93 the Report & Bill for Rs. 367-9-8 in favour of the Municipality stated in the margin and to request that it may kindly be sanctioned and forwarded to the Auditor for audit.

I have &c.

Deputy Commissioner
Karipur District

Rec. 25/4

25/4

Drafted 4/5

2nd 30/4 '95

Memo

Petition No. 328 of 1892-93

Petitioner: Adi Gowda - Patail

This is an appeal against the order of the Deputy Commissioner, Hassan District, attaching Petitioner's immoveable property for the recovery of the amount due by him to the Sanabogue, Narasimhachar, of Hongere village, Grama Sub-Taluk

The facts of the case are as follow:

On 1st January 1880, Petitioner Patail, Adi Gowda collected Kandayam & from one Lenke Gowda but he failed to remit the same to the Treasury. This fact being

unknown, a notice was issued to Lunke Gowda and the amount was again collected from him. Lunke Gowda then complained of the double collection from him. The Deputy Commissioner after enquiry ordered that the amount, Rs 3/- should be made good with interest at the old rate of Kandaya on arrears, by Adi Gowda. 11-3-81.

2. In March 1880, Adi Gowda was again found guilty of having collected Rs 11 2 0 from the ryots of Hongere village and not having remitted the same to the Treasury. Consequently, the above amount was again collected from the very ryots by distrees and sale of their moveable property. Upon the complaint preferred by these ryots, enquiry was instituted and the Deputy Commissioner ordered

that

5

The accused then appealed to the Sessions Judge, against the conviction and Sentence of the Lower Court; but the Sessions Judge confirmed the Sentence and dismissed the appeal

10 - 11 - 87

For the recovery of the above fine, Rs 342 - - 10, Adi Gowda's moveable property was attached and on Rs 83/.

In 1883, Adi Gowda's lands were attached for the amounts due by him.

nos. 142, 218, 82, 208, 220, 32, 8, 31, 13, 30, & 252.

	Rs - as - p
Amount due to the Sanabogue	342 - - 10
Kandayam due by Adi Gowda on his own lands	105 · 2 · 7.
Amount to be recovered from Adi Gowda & paid to the ryots	112 · 12 - -
Amount due to Lanke Gowda ·	13 · 7 - 10
Total Rs	573 · 7 · 3

The attached lands were sold by the Deputy Amildar on 9th February 1885 for Rs 213/. Before the confirmation of the above sale, Adi Gowda's brother, Hanumanthe Gowda preferred

presented a petition to the Deputy Commissioner stating that as his share of lands also was included in the above sale, the sale should not be confirmed; and therefore the Deputy Commissioner confirmed the sale of Survey nos. 8, 30, 31, 32, 33 & 252, which were Adi Gowda's own lands, for Rs 55-8; on the 14th May 1887, and ordered that only Adi Gowda's share of lands in the remaining numbers should be attached and sold again

The Deputy Amildar accordingly held the sale of Survey nos 208, 220 & 218 on the 12th August 1889 and reported the same to the Deputy Commissioner, but the latter confirmed the sale of survey no. 208 for Rs 72/- and directed the Amildar that Adi Gowda's share had in the above lands should be specified in the sale letter and the deposition made by Hanumanthe Gowda (brother of Adi Gowda) should be read to the people before

him to state if there were any objections to confirm the sale of Survey nos 218 and 220 and that Adi Gordas Lake on Survey nos 142 and 82 and his house should be sold.

9

4-11-92.

On 21-11-92. Adi Gorda paid Rs 25-14-9 due to Government, and deposed before the Amildar that he would not pay the amount due to the Savaboque and others unless they obtained a decree against him for the amount and that the sale should not be confirmed.

N.B. The reyots from whom dasth and kudde forda collection was made, deposed before the Amildar that Adi Gorda need not pay them as he was in a very poor state.

The Deputy Commissioner ordered that Petitioner's moveable property should also be attached.

On 16th January 1893, the Deputy Amildar reported that Rs 115/- being the said proceeds of S. Nos 218 & 220, were recovered from the purchaser and credited at the Treasury on 5th January 1893, that the sale should be confirmed, that on

Isthihar was issued stating that
Adi Gowda's lands S. no 142 and 82
would be sold on 28th February 1893.
and that orders should be issued
to sell them.

The sale of Adi Gowda's lands and house were postponed to
25th April 1893.

Vide Amildar's order no. 2420 14/37
of the Thukda of the Date
d) 12-3-93

On the 6th March 1893. Adi
Gowda preferred a petition to the
Government stating that in a case
of embazzlement brought against
him, the Deputy Commissioner (Mr Krishnamurthi)
ordered that the amount should be
recovered from the Petitioner and paid
to the Canabague, and in the Criminal
trial held against him, he was sentenced
to one years rigorous imprisonment
and to pay a fine of Rs 342-10.
and that the present Deputy Commissioner
has ordered the attachment and sale
of the Petitioners immoveable property
for the recovery of Rs 342-10 due
to the Canabague which is not right

Thereby

Amount due by Adi Gowda of the Samabogue Narasimhachari Rs 342-0-10

" ——— to Linke Gowda ——— 13-7-10

" ——— to the ryots from whom double collection was made ——— 112-12-1

Arrears of Revenue due by Adi Gowda from the Year Vekroma of Nizzar Vija ——— 169-9-9

Total Rs 637-14-6

Amount relenquished by the ryots ——— 111-3-3

" ——— Linke Gowda — 13-7-10

Rs 124-11-1

Amount due by Adi Gowda after deducting the relenquished amount from the total Amount ——— Rs 513-3-5

Amount recovered by the sale of Adi Gowda's paddy, glass &——— 26-4-9

" recovered by the sale of No. 20 8. 31, 32, 33, and 252 held on 9/2/85 & confirmed by the Commissioner on 14/5/87 ——— 55-8-0

" by the sale of No. 20. 210 held on 30/7/87 & confirmed on 17/11/88 ——— 17-8-0

" — No. 20. 208 on 12/8/89 & confirmed on 11/11/89 for Rs 72, deducting Rs 24, being 1/3 value of the land belonging to Hanumanthe Gowda ——— 48-0-0

" received from Adi Gowda in cash on 30/11/89 ——— 35-5-4

" — 21/11/92 — 25-14-9

" recovered by the sale of No. 20 218 & 220 held on 30/11/89 & not yet confirmed ——— 15-0-0

" recovered by the sale of Adi Gowda's moveable property on account of the Criminal fine ——— 83-0-0

Total Rs 406-8-10

3

imprisonment of 6 months imposed for non-payment of fine, but it is not clear from the records whether it is true or not — whatever may be the case, ~~the Dy Comr has no power to collect the amount from Petitioner as an arrear of Land Revenue~~ — if the amount improperly recovered from the Shanbhog, ~~should be~~ refunded to him. —

A procedure followed by Court earlier though the law is now enlarged vide sec 25 of the New Code, has undergone amendment, under that further process may be adopted in case.

As regards the 2nd item, the amount wrongly ~~recovered from~~ the Petitioner should be refunded to him ~~on~~ by a money adjustment, & if by so doing, there is still an arrear against the Petitioner, a fresh notice must be given to him for that amount, & if not paid his property attached & sold.

With reference to the 3rd item, there is ~~a provision of law under which~~ the amount can be collected as Land Revenue arrear. ~~The amount may be refunded to him by Govt.~~ —

Under the circumstances, with reference to the foregoing remarks the Dy Comr is requested to cancel the sale of the property under notice & act according to the instructions contained in the foregoing remarks.

Amount is small & may be written off accounts, amount collected from Shanbhog refunded to him. —

71

DC

20/12/93

DC

Sent?

Mr is informed that the Dr court has been requested to cancel the sale of the property under notice & to issue a fresh distraint against him if any Land Revenue arrear is due from him.

M

Dy Commissioner's Office
Hassan District

No. 102
Copy

(3)

Dated Hassan 3d August 1893

21

From,

P. N. Purnaiya Esquire
Dy Commissioner
Hassan District

To,

The Chief Secretary to the
Govt of Mysore,

Sir,

With reference to your Official Memo No. 290 of the 6th March 1893 forwarding for report, a petition from Adigonda, Patel of Kangane village of the Grama Sub Taluk, appealing against the order of this office attaching petitioner's land, I have the honor to submit herewith two fds of Vernacular correspondence

inding with the D.f. Accountants
eports Nos. 589 dated 9th February
889 & 1005 dated 24th April 1893
n the Subject and Criminal
case No. 53 of 1881 on the file of Hapan
Sub Judge's Court and to State
that in January 1880 the petitioner
Collected a Kandagam of Rs. 3
from one Lankegonda which
he did not remit to the Treasury.
This being unknown, a Notice
was served on Lankegonda
and the amount was again col-
-lected from him. Lankegonda
complained of the double collection
from him and the result was
that the said amount was to
be recovered from the petitioner
with interest at the old rates
for Kandagam arrears and
paid to Lankegonda. -

Again the petitioner in March
1880 Collected Rs. 112-12-4 from certain
" " and omitted to remit the

amount to Govt under a protest stating that it should be recovered from the Patel and paid to him Vide his report dated 23rd May 1881 and also the English order typed by Mr. Rivolina Inwati filed with Criminal record in case No. 53 of 1881 on the file of the Sub Judge's Court of Mapsa. This order of the Dy Commissioner is dated the 9th September 1881 and in it, it is directed that 342-4-10 should be recovered from him and refunded to the Shanbaguis Adigoenda has not appealed against this order of the Dy. Commissioner which therefore remains valid as already stated, Govt or Shanbague has not been compensated by the Court of the Magistrate before whom Adigoenda was

h.b. There may have been

a reason why such order for
compensation was not passed in
favor of Ipoent Namely that
the money had been recovered
from the Shanboque. The Shanboque
at least should have been com-
-pensated by the Court. This evi-
-dently was not ordered because
the Dy Commissioner had ordered
the amount to be collected and
paid to Shanboque. The Shanboque
very naturally relied on this order
of the Dy Commissioner filed in
the Criminal Court and did not
urge for an order for compen-
-sation in the original criminal
Court or in the Court of appeals.
Under these circumstances
there appears every reason
for the order being enforced
in favor of the Shanboque ie for
collecting money from the
Otherwise should Shanboque
claim a refund on the ground

of unjust or improper collection from him. Government will have no other reply to be given 28 than to decline to open the question after lapse of such a length of time. -

Since the passing of the above orders steps were taken and are also being taken for the recovery of the amounts above referred to.- The amount which has yet to be recovered from the petitioner is Rs 364-9-8 and for the re- -covery of which certain lands and house belonging to the peti- tioner have been sold by public auction but the sale has not as yet been confirmed owing to the orders received from Government in the Docket under reply that pending final disposal of the appeal, the

342-
24-
1-8
367-9

sale

sale of lands &c should be held

in abeyance.-

19

I have the honor to be,

Sir,

Your most obt. Servant

"

Dy Commissioner

Gaspe District

"

Before the Government of *His Highness* the Maharaja of Mysore.

Appeal No. of

Appellant. Respondent.

Kodi gowda
of Hongere
Hassan Taluk

LR 191-92-4

area	assd:
7.	14
·27	2

Decision.

Appellants' lands noted in the margin were sold for arrears of Revenue amounting to Rs 367-9-8, and were purchased by one Ramayengar for Rs 115. The sale has not yet been confirmed in consequence of an appeal to Government.

Appellants' complaint is that his property is not liable for the arrears said to be due by him.

The arrears on account of which the lands under notice have been sold consist of the following

Items :-

Item (1)	Rs 342-11-10	is the amount made over to the appellant (Patel) by the Shanbhogue for remittance to the Taluk, but mis appropriated by him.
Item (2)	- 24-11-0	that portion of the amount recovered by the sale of joint property of appellant and another named Hanumanta Gowda, but erroneously credited to appellant instead of to Hanumanta Gowda's account.
Item (3)	- 1-8-10	is the amount paid by one Timma, but mis appropriated by appellant.

Total 367-9-8

The amount of the first item was collected by Government from the Shanbhogue and it was ordered by the Deputy

Commissioner

adopted. ~~in his case.~~
The amount improperly
recovered from the
Shanbogue, should
be refunded to him.
by Govt.

As regards the 2nd
item the amount
wrongly credited to
Petitioner should be
refunded to Hanuman
Gowda by a minor
adjustment, and if
by so doing, there is
still an arrear against
the Petitioner, a fresh
notice must be given
to him for that amount
and if not paid, his
property attached
and sold.

With reference to the
3rd item, the amount is
small and may be written
off the accounts, the
amount once collected
by Timme Gowda being
refunded to him.

The Dy. Commissioner
is requested to cancel
the sale of the property
under notice and act
according

according to the instructions
contained in the
foregoing remarks.

By order

24/1

Chief Secy.

23/1/94

No 12308
Pet. No. 80-93
Petr. 24-1-94
Govt.

Copy forwarded to the
Dy. Comm. Hassan
District, with reference
to his no. 102 dated
3rd Augt 1893, together with
the original records
received from him.

24/1/94

Ch: Secy!

Redraft.

S/94

(7)

Comm
Hassan Dt

LR 191-92-G

ved 27-9-94
1/10 No 5691
Pet. 80-93

s Office No. 12308
Pet. 7. 80-93
ed 24th January 1894
mmunicating Govt.
cision on the appeal
ade Gowda of Hongere
ean Taluk regarding
ale of Survey no. 218
for arrears of revenue.

In reference to the above,
honor to request that
Govt. Commr. will be
y enough to report what
been done subsequent
he order of Govt. referred to.

By order

for Chf Secy.

rafh

der

abt for refd

(9)

LR 191-92-8

Docket No. 804 dated
2nd April 1895 from the
Duty Commissioner of
Nassau District sub-
mitting for sanction
in pursuance of
orders conveyed in ~~Govt~~
Communication
~~Govt order~~ No. 12308
Pol. J. 80-93
dated 30th January 1894
~~Sanction~~ a refund
bill for ~~for~~ Rs 367-9-8
in favor of the marginally
noted individuals.

		Rs—As P.
1.	Shanbog of Hongere Taluk late Peramb Sub Taluk	342-0-10
2	Hammante Powda	24-0-—
3	Lingaiya bulli Thimma	1-8-10
	Total Rs	367-9-8

Order thereon No 20345 / R 2886 / 13

The refund bill for
367-9-8 is sanctioned &
passed on to the Comptroller
audit

8
5/95
7/5/95

10/5
Offg Chief Secy.

The Dy: Commr, Nassau Dist
The Comptroller with Govt No.